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COMMISSION ON HUMAN RIGHTS
Sub-Commission on Prevention of
Discrimination and Protection
of Minorities
Forty-sixth session
Agenda item 10

THE ADMINISTRATION OF JUSTICE AND THE HUMAN RIGHTS OF DETAINEES

Mr. Bossuyt, Ms. Chavez, Mrs. Daes, Mr. Eide, Mr. Fan, Mr. Gwanmesia, Mr. Maxim, Ms. Palley, Ms. Warzazi and Mr. Yimer: draft resolution

Right to restitution, compensation and rehabilitation for victims of gross violations of human rights and fundamental freedoms

The Sub-Commission on Prevention of Discrimination and Protection of Minorities,

Recalling resolution 1994/35 of 4 March 1994 of the Commission on Human Rights in which the Commission recommended that the Sub-Commission, in conformity with Sub-Commission resolution 1993/29 of 25 August 1993, take measures to examine the basic principles and guidelines proposed by the Special Rapporteur, Mr. Theo van Boven, in his study on the right to restitution, compensation and rehabilitation for victims of gross violations of human rights and fundamental freedoms (E/CN.4/Sub.2/1993/8) with a view to making proposals thereon and report to the Commission,

Noting with interest the report of the Secretary-General prepared pursuant to Sub-Commission resolution 1993/29 (E/CN.4/Sub.2/1994/7 and Add.1) containing comments on the proposed basic principles and guidelines received from States, intergovernmental organizations and non-governmental organizations,

Noting also the report of its sessional working group on the administration of justice and the question of compensation (E/CN.4/Sub.2/1994/22) and the preliminary consideration given by the sessional working group to the proposed basic principles and guidelines,

1. Decides to continue the consideration of the proposed basic principles and guidelines at its forty-seventh session with a view to making substantive progress in the matter;

2. Requests the Secretary-General to invite States and competent intergovernmental and non-governmental organizations which have not yet done so to submit their comments on the proposed basic principles and guidelines.